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RESPONSE TO OFFICE ACTION OF SEPTEMBER 8, 2004 IN USSN 10/654,853

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of	) Paper No.3
Robert M. Jolkovski	) Docket No.: 03-JOL-1
Serial No.: 10/654,853	) Examining Art Unit: 3724
Filed: September 4, 2003	) Examiner: Charles Goodman
For: MITER SAW MEASURING FENCE	) By Fax to: (703) 872-9306

Hon. Commissioner for Patents  
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## RESPONSE TO OFFICE ACTION OF SEPTEMBER 8, 2004

Sir:

In response to the Office Action of September 8, 2004  
please consider the following.

Claims 1 through 7, inclusive, as filed, remain in the  
case.

Claims 1 through 7, inclusive, were rejected under 35  
U.S.C. 102(b) as being anticipated by Pistorius et al.  
(U.S. Patent No. 5,327,653). The standard for anticipation  
is rigorous requiring that every element of the claimed  
invention, as arranged in the claim, be disclosed  
either specifically or inherently by a single prior art  
reference. See *Minnesota Mining & Manufacturing. V.*  
*Johnson Orthopaedics, Inc.* , 876 F.2d 1559, 1565 (Fed. Cir.